

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

LIFEPORT SCIENCES LLC,

Plaintiff,

v.

W.L. GORE & ASSOCIATES, INC.,

Defendant.

Civ. No. 12-cv-01792-GMS

LIFEPORT SCIENCES LLC,

Plaintiff,

v.

MEDTRONIC, INC. and  
MEDTRONIC VASCULAR, INC.,

Defendants.

Civ. No. 12-cv-01793-GMS

**STIPULATED [PROPOSED] ORDER STAYING PROCEEDINGS**

WHEREAS, Plaintiff LifePort Sciences LLC (“LifePort”) filed suit against Defendants Medtronic, Inc. and Medtronic Vascular, Inc. (together, “Medtronic”) in Civil Action No. 12-cv-01793-GMS, alleging infringement of U.S. Patent Nos. 5,562,728 (the “’728 patent”) and 7,147,662 (the “’662 patent”) (together, the “patents-in-suit”);

WHEREAS, LifePort filed suit against Defendant W.L. Gore & Associates, Inc. (“W.L. Gore”) in Civil Action No. 12-cv-01792-GMS, alleging infringement of, *inter alia*, the ’728 patent;

WHEREAS, Medtronic filed petitions requesting *inter partes* review of the patents-in-suit with the United States Patent and Trademark Office (the “USPTO”) on December 23, 2013, assigned case numbers IPR2014-00284 and IPR2014-00288 (together, the “IPRs”);

WHEREAS, LifePort and Medtronic have agreed to stay all proceedings in Civil Action No. 12-cv-01793-GMS pending resolution of the IPRs, through final appeal;

WHEREAS, LifePort and W.L. Gore have agreed to stay proceedings related solely to the ’728 patent in Civil Action No. 12-cv-01792-GMS pending resolution of *inter partes* review proceeding IPR2014-00284, through final appeal;

WHEREAS, the parties having come before the Court on June 23, 2014, and good cause appearing;

IT IS HEREBY STIPULATED THAT:

1. *LifePort Sciences LLC v. Medtronic, Inc. et al.*, Civil Action No. 12-cv-01793-GMS, is stayed in its entirety pending the USPTO’s resolution of IPR2014-00284 and IPR2014-00288, through final appeal.

2. *LifePort Sciences LLC v. W.L. Gore & Associates, Inc.*, Civil Action No. 12-cv-01792-GMS, is stayed with respect to all issues related solely to U.S. Patent No. 5,562,728 pending the USPTO’s resolution of IPR2014-00284, through final appeal.

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Dated: June 24, 2014

By: /s/ Brian E. Farnan

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*Counsel for Defendant W. L. Gore &  
Associates, Inc.*

IT IS SO ORDERED.

Dated: June \_\_\_\_, 2014

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CHIEF, UNITED STATES DISTRICT JUDGE